IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

WP(C).No. 26144 of 2007(K)

PETITIONER:

ANCY SANTHOSH, W/O.SANTHOSH MATHEW,
ELIPULIKKATTU, POOVATHODU P.O., KOTTAYAM.

BY ADV. SRI.G.HARIHARAN
SRI.PRAVEEN.H.

RESPONDENTS:

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1. KERALA FINANCIAL CORPORATION,
REPRESENTED BY ITS MANAGING DIRECTOR,
VELLAYAMBALAM, THIRUVANANTHAPURAM.

2. DISTRICT MANAGER,
KERALA FINANCIAL CORPORATION, DISTRICT OFFICE,
MARKETING CO-OPERATIVE SOCIETY BUILDING,
KATTAPPANA, IDUKKI DISTRICT.

3. SRI.K. SIVARAMAN,
CHIRACKAL HOUSE, LONE TREE P.O., CHEENTHALAR,
IDUKKI DISTRICT.

R1&2 BY ADV. SRI.V.B.UNNIRAJ, SC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF THE REPRESENTATION DT.29.12.2006 FILED BY PETITIONER TO R1 FOR ONE TIME SETTLEMENT OF LOAN.

P2: TRUE COPY OF COMMUNICATION DT.28.6.2007 SENT BY R2 TO THE PETITIONER.

P3: TRUE COPY OF NOTICE DT.17.7.2007 ISSUED BY R2.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.26144 of 2007

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Dated this the 19th day of September, 2007.

JUDGMENT

Standing Counsel for KFC submitted that petitioner was given OTS benefit in 2001, but did not avail the same. Since petitioner has a case that petitioner has made substantial payment and there may not be any balance liability, W.P. is disposed of directing the second respondent to give a detailed statement of accounts showing all the entries pertaining to advance made, credit given for payment and interest and other charges debited to petitioner's account, within a week from the date of production of copy of this judgment by the petitioner for the petitioner to verify the accounts and point out mistakes if any. If any omission or mistake is pointed out in accounts, the second respondent will correct the same. Recovery proceedings will be continued after giving statement, if petitioner fails to make payment. It will be open to the petitioner to again apply for OTS and if petitioner applies for the same, KFC will consider and communicate the benefits and terms thereof without delay.

C.N.RAMACHANDRAN NAIR
Judge

pms